

ERNEST NEILL, ADMINISTRATOR.

LETTER FROM THE ASSISTANT CLERK OF THE COURT OF CLAIMS,
TRANSMITTING A COPY OF THE FINDINGS FILED BY THE COURT
IN THE CASE OF ERNEST NEILL, ADMINISTRATOR, AGAINST
THE UNITED STATES.

JANUARY 20, 1902.—Referred to the Committee on War Claims and ordered to be printed.

COURT OF CLAIMS, CLERK'S OFFICE,
Washington, January 18, 1902.

SIR: Pursuant to the order of the court, I transmit herewith a certified copy of the findings filed by the court in the aforesaid cause, which case was referred to this court by the Committee on War Claims, House of Representatives, under the act of March 3, 1883.

I am, very respectfully, yours,

JOHN RANDOLPH,
Assistant Clerk Court of Claims.

Hon. DAVID B. HENDERSON,
Speaker of the House of Representatives.

[Court of Claims. Congressional, No. 9334. Ernest Neill, administrator of Joseph H. Egner, deceased, v. The United States.]

This case being a claim for supplies or stores alleged to have been taken by or furnished to the military forces of the United States for their use during the late war for the suppression of the rebellion, the court, on a preliminary inquiry, finds that Joseph H. Egner, the person alleged to have furnished such supplies or stores, or from whom the same are alleged to have been taken, was loyal to the Government of the United States throughout said war.

BY THE COURT.

Filed March 8, 1897.

[Court of Claims. Congressional case No. 9334. Ernest Neill, administrator Joseph H. Egner deceased, v. The United States.]

STATEMENT OF CASE.

The claim in the above-entitled case for supplies or stores alleged to have been taken by or furnished to the military forces of the United States for their use during the late war for the suppression of the rebellion, was transmitted to the court by the Committee on War Claims of the House of Representatives on the 16th day of March, 1896.

On a preliminary inquiry the court, on the 8th day of March, 1897, found that the

person alleged to have furnished the supplies or stores, or from whom they were alleged to have been taken, was loyal to the Government of the United States throughout said war.

The case was brought to a hearing on its merits on the 11th day of February, 1901.

Gilbert Moyers, esq., appeared for claimant, and the Attorney-General, by F. W. Collins, esq., his assistant, and under his direction, appeared for the defense and protection of the interests of the United States.

The claimant in his petition makes the following allegations:

That he is a citizen of the United States, residing in Independence County, State of Arkansas, where decedent resided during the late war of the rebellion; that at different times during said period the United States forces, by proper authority, took from decedent quartermaster stores and commissary supplies of the value of \$2,943.50, and appropriated the same to the use of the United States Army, as follows:

250 bushels corn	\$250.00
600 bushels corn	600.00
7 horses	700.00
700 bushels corn	700.00
20 hogs, 3,000 pounds	180.00
250 bushels corn	250.00
300 bushels corn	300.00
1 ferryboat	75.00
15 cattle, 5,250 pounds.....	262.50
Total	3,317.50
By pay for 40 pounds pork.....	\$24.00
By pay for 3 horses.....	350.00
Total credit.....	374.00
Balance due	2,943.50

The court, upon the evidence, and after considering the briefs and argument of counsel on both sides, makes the following

FINDING OF FACT.

There were taken from the claimant's decedent in Independence County, State of Arkansas, during the war of the rebellion, by the military forces of the United States, stores and supplies of those above described, which at the time and place of taking were reasonably worth the sum of one thousand six hundred and twenty-two dollars (\$1,622).

It does not appear that any payment has been made therefor.

BY THE COURT.

Filed April 8, 1901.

A true copy.

Test this 17th day of January, A. D. 1902.

[SEAL.]

JOHN RANDOLPH,
Assistant Clerk Court of Claims.